

DIVISION OF OIL, GAS AND MINING**Minerals Program**

07/09/2009 Energy Fuels Resources Corporation Energy Queen Mine M0370043
Date Operator Project Name File #

Criteria for Defining Amendments and Revisions

This policy became effective May 24, 2002

The following policy provides clarification in determining whether a proposed change to a plan should be considered an amendment or a revision under rules R647-4-118 and 119.

A *revision* is considered a significant change to the approved Notice of Intention or MRP and would require public notice. An *amendment* is considered to be a less significant change to the Notice of Intention. If the proposed change to the Mining and Reclamation Plan qualifies for three of the four categories discussed below, then the change will be considered a *revision* and addressed under rule R647-4-118 Revisions. If the proposed change does not fall within three of the categories below, it will be considered an *amendment* and addressed under rule R647-4-119 Amendments. The determination will be based on the following categories:

	Criteria	Comments
1	The acreage will increase or decrease by 50% of the existing acreage or 50 acres, whichever is smaller. For example, if a 10 acre site increases or decreases by 5 acres, it would then fall within this category.	No change in overall acreage. This meets the amendment criteria.
2	The surety will increase or decrease by 25% of the existing surety or \$50,000, whichever is smaller.	The bond is being upgraded by \$54,600 to encompass monitoring well abandonment and changes to the water treatment plant. This meets the revision criteria.
3	The overall additional environmental impacts are considered significant, when compared with impacts already affecting the site. The degree of change would not be negligible such that a finding for a variance from the rules must be made under R647-4-112. Variance. This determination is made after evaluating the impacts to soils, vegetation, hydrology (ground and surface), wildlife, or other environmental resources.	The environmental impacts are similar to what was contemplated in the original permit. All that has been upgraded is the water treatment facility. This meets the amendment criteria.
4	The impacts proposed in the same permit change are significant enough to warrant the need for an opportunity for public comment.	The impacts are not considered significant enough to warrant public comment at this time due to the fact the plan has not significantly from the original approved permit. This meets the amendment criteria.

This proposal is considered to be:

X An Amendment